



Ralph E. Jocke  
Patent  
&  
Trademark Law

Walker  
&  
Jocke  
a legal professional association

**FACSIMILE TRANSMISSION COVER SHEET**

TRANSMITTING: 4 PAGES (INCLUDING THIS PAGE)

NAME: **Mail Stop Issue Fee**  
Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450

FAX NUMBER: (571) 273-2885

DATE: July 6, 2006

SENDER: Ralph E. Jocke

FAX OF SENDER (330) 722-6446

In Re Application of:	<b>Mark Douglass, et al.</b>	<b>Art Unit 2876</b>
Serial No.:	<b>10/797,593</b>	<b>Primary Examiner Karl D. Frech</b>
Confirm. No.:	<b>4714</b>	<b>Docket: D-1221 R5</b>
Filed:	<b>March 10, 2004</b>	
For:	<b>Cash dispensing Automated Banking Machine With Tilt Out Fascia</b>	

Please find enclosed an Issue Fee Transmittal form and Comments on Statement of Reasons for Allowance. Please charge the Issue Fee, Publication Fee and Advanced Order Fee to Deposit Account No. 09-0428 of Diebold Self-Service Systems.

Very truly yours,

Ralph E. Jocke Reg. No. 31,029

**CERTIFICATE OF FACSIMILE TRANSMISSION**

I hereby certify that this document and the documents indicated as enclosed herewith are being sent by facsimile transmission to the U.S. Patent and Trademark Office this 6 day of July, 2006.

Ralph E. Jocke

330 • 721 • 0000  
MEDINA

330 • 225 • 1669  
CLEVELAND

330 • 722 • 6446  
FACSIMILE

rej@walkerandjocke.com  
E-MAIL

231 South Broadway, Medina, Ohio U.S.A. 44256-2601



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:	)	
Mark Douglass, et al.	)	
Serial No.: 10/797,593	)	Art Unit 2876
Confirm. No.: 4714	)	
Filed: March 10, 2004	)	
For: Cash Dispensing Automated	)	Primary Examiner
Banking Machine With Tilt Out	)	Karl D. Frech
Fascia	)	

Mail Stop ISSUE FEE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Notice of Allowability dated May 4, 2006 kindly enter Applicants' comments of Statement for Reasons for Allowance without prejudice as follows:

**Comments on Statement of Reasons for Allowance**

It is respectfully submitted that while the specific features and relationships mentioned in the Statement of Reasons for Allowance are not disclosed or suggested in the prior art, these are not the only reasons for allowance. For example, the reasons listed in the Statement correspond to the steps recited in claim 29. No all of the claims includes recited these same features, relationships and/or steps. For example independent claims 1 and 19 do not recite the adjectives "horizontal" or "vertical".

Applicants disagree with all undue limiting remarks in the Statement. The Statement should not be interpreted as requiring that the subject matter recited in claim 29 is also included in all of the claims which do not depend from claim 29. It should be understood that the allowed subject matter is to only be directed to that subject matter which is specifically recited in the claims. Any remarks in the Statement which add to or subtract from the specifically recited subject matter should be disregarded.

Respectfully submitted,



Ralph E. Jocke      Reg. No. 31,029  
WALKER & JOCKE  
231 South Broadway  
Medina, Ohio 44256  
(330) 721-0000